

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Andhra Pradesh Civil Services (Executive Branch) Rules, 1992 – Deputy Collectors – Recommendations of revision of ad-hoc panels of Deputy Collectors for the year 1998-1999, 1999-2000, 2000-2001, 2001-2002, 2002-2003, 2003-2004, 2004-2005, 2005-2006, 2006-2007, 2007-2008, 2008-2009, 2009-2010 and 2010-2011 – Approved – Orders – Issued.

REVENUE (SER.I) DEPARTMENT

G.O. Ms. No. 502

Dated:16.09.2013.
Read the following:-

- 1.G.O.Rt.No.1449 Revenue (Ser-I) Department dated:08.10.2010
- 2.From the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad, No. D1/1427/2010-14, dated 27.11.2010.
- 3.From the Hon'ble High Court orders dated 16.02.2012 in W.P.No.29053/2010.
- 4.From the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad, No. D1/782/2009, dated 06.03.2013.
- 5.From the Hon'ble High Court orders dated 13.06.2013 in W.P.No.937/2013
- 6.From the Hon'ble High Court interim orders dated 17.07.2013 in W.P.No.20854/2013
- 7.From the Hon'ble High Court interim orders dated 24.07.2013 in W.P.No.21792/2013
- 8.From the Hon'ble High Court interim orders dated 24.07.2013 in W.P.No.21808/2013
- 9.From the Hon'ble High Court interim orders dated 20.08.2013 in W.P.No.24223/2013

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ORDER :

In the reference 1st read above, Government have approved (193) estimate of vacancies of Deputy Collectors for the panel year 2010-2011. In the reference 2nd read above, the Special Chief Secretary and Chief Commissioner of Land Administration, A.P., Hyderabad has furnished the revision of seniority in the cadre of Deputy Collectors, which was reviewed and prepared adhoc panels of Deputy Collectors for the year 1998-1999 to 2006-2007 and also panel for the year 2010-2011 (panels for the years 2007-08 to 2009-10 were made nil due to seniority dispute pending in the courts), the panels of the Deputy Collectors for the years 2007-2008, 2008-2009 and 2009-2010 could not be prepared due to seniority dispute among Probationary Deputy Tahsildars and Rank Promotees and court orders existing at that time and made Nil.

2. Aggrieved by the above revision of panels, Sri S.Dayanand, SGDC filed O.A.No.8082/2010 before the Hon'ble APAT and the Hon'ble Tribunal in its interim orders dated 19.11.2010 held that "directed to consider the recommendations of High Level Committee to accommodate the employees who are likely to be reverted, in the available vacancies and the desirability of creating supernumerary posts."

3. Subsequently, Sri S.Dayanand filed W.P.No.29053/2010, before Hon'ble High Court and the Hon'ble High Court of Andhra Pradesh initially have passed the following interim orders dated 01.12.2010 in WP MP No. 7015/2010 in WP No. 29053/2010:-

"Respondents are directed to affect the promotions basing on the seniority list, but however, shall not review the panel, pending further orders."

4. In the reference 3rd read above, the Hon'ble High Court of A.P., in its final orders dated 16.02.2012 have dismissed the said W.P.No.29053/2010 and directed to maintain status quo as on today for a period of two weeks so as to enable the respondents (unofficial) 5 to 8 to implead themselves and to file application before the Tribunal and seek appropriate orders to continue or take appropriate steps or to seek modifications of the orders from the APAT, Hyderabad. But, they have not impleaded themselves by filling the O.A before the Hon'ble Tribunal so far.

(P.T.O)

5. In the meanwhile, Smt G.Prameelamma, Sri V.Venkataramanappa & Sri P.Nagaraju and Sri P.Krishna Murthy & L.Venkatesulu, Retired Tahsildars have also filed O.A.Nos.2071/2011, 8117/2011 & 8119/2011 before the Hon'ble Tribunal, against the revision of panels pertaining to the years 2007-08 to 2009-10, which were made nil due to seniority dispute pending in the courts. The Hon'ble Tribunal in its common order dated 08.11.2012 in O.A.Nos.2071/2011, 8177/2011 & 8119/2011, directed to prepare the year wise panels by showing the vacancies of the respective panel and place before the D.P.C. to consider the cases of the candidates, who were in service in the respective panel year in the available vacancies of that panel year to enable the D.P.C to make recommendations for appointment of such eligible persons of the panel for promotions.

6. Further, the Hon'ble Tribunal in its final orders dated 04.12.2012 in O.A.No.8393/2010 filed by Sri J.Vishwanatham, Supt.-Gr-I (Retired), while quoting the orders dated 08.11.2012 in O.A.No.2071 and batch held that the OA is disposed of as covered matter, by directing the respondents to prepare the year wise panels from 2007-2008 onwards by showing vacancies of the respective panel years and place before the DPC for consideration of the case of the candidates, who were in the service of the respective panel years to enable the DPC to make recommendations for promotion of such eligible persons for that panel year. Since the applicant is not in service and as he retired in 2010, if the applicant is in service by the date of falling of the vacancies of the respective panel year and recommended by the DPC the respondent should consider the case of the applicant for notional promotion if the junior to the applicant were promoted and if they are extended notional seniority in the respective panel years during which they are entitled to be promoted in the existing vacancies. The applicant may be extended the same benefits by extending notional seniority and fix the pay of the applicant by extending the monetary benefits in the pension by re-fixing the same. The respondents are directed to pass orders within two months from the date of receipt of a copy of the order. Therefore, the orders passed in O.A.No.8393/2010 dated 04.12.2012 and orders in O.A.No.2071/2011, 8117/2011 & 8119/2011 dated 08.11.2012 are similar issues.

7. The Spl.CS&CLA, A.P., Hyderabad has filed W.P.No.20854/2013, 21792/2013, 21808/2013 & 24223/2013 before the Hon'ble High Court of Andhra Pradesh, Hyderabad praying to suspend the operation of the said order of the Hon'ble Tribunal and the Hon'ble High Court has granted interim suspension, as prayed for vide reference 6th to 9th read above cited.

8. In the reference 4th read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that in view of the orders of the Hon'ble High Court dated 16.04.2010 in W.P.No.18596/2009, the seniority of Deputy Tahsildars and consequent panel of Tahsildars have been revised. Accordingly, the panels of Deputy Collectors from the panel year 1998-99 onwards are also revised duly convening a DPC and submitted the proposals to the Government for approval and also stated that there may not be any legal hurdle for approval of the revision of panels submitted to the Government reference 2nd read above and requested to pass orders on the revision of panels of Deputy Collectors from 1998-99 onwards i.e., up to 2010-2011.

9. Government after careful examination of the matter hereby approve the revision of ad-hoc panels of Deputy Collectors appended to this order for the year 1998-1999 (122 officers), 1999-2000 (36 officers), 2000-2001 (Nil), 2001-2002 (116 officers), 2002-2003 (Nil), 2003-2004 (36 officers), 2004-2005 (66 officers), 2005-2006 (46 officers), 2006-2007 (49 officers), 2007-2008 (Nil), 2008-2009 (Nil), 2009-2010 (Nil) and 2010-2011 (193+10 officers), which was received vide reference 2nd read above subject to the following conditions.

- (i) It is subject to outcome of pending O.As/ W.Ps/ SLPs, respectively and any other cases pending before any court of law.
- (ii) The seniority/placement of officer as shown in this panel may also be subject to change.

10. The Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**B.R.MEENA
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad.
SC / SF.

// FORWARDED BY ORDER //

SECTION OFFICER